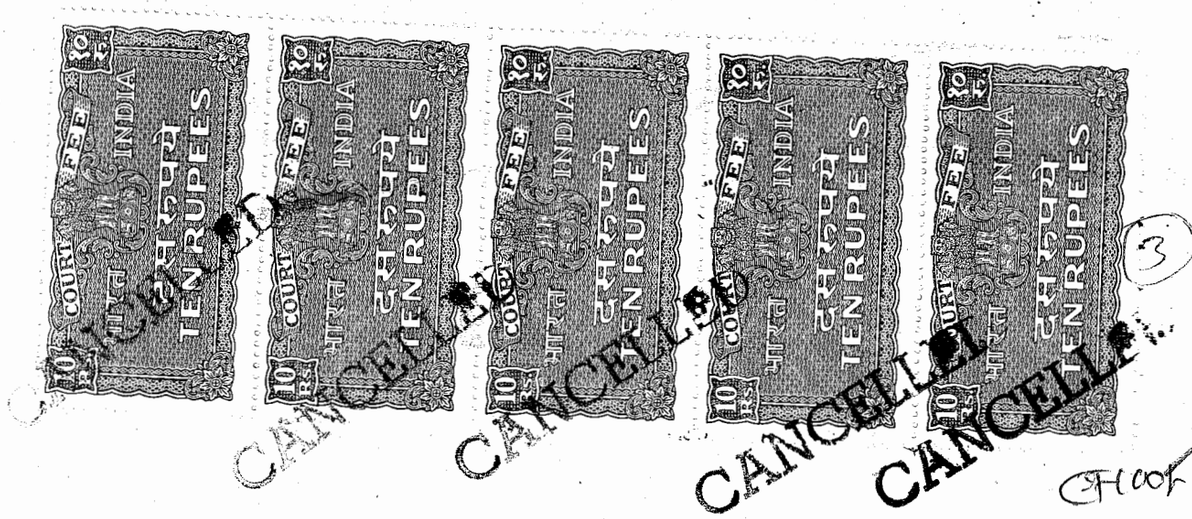

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION No. 3569 OF 2003

PETITIONER : Uderam Kashyap
Aged about 41 years
S/o Shri Shiv Prasad,
R/o Village Kataud,
Police Station : Shivrinarayan,
District Janjgir Champa (C.G.)

VERSUS

RESPONDENTS :

1. State of Chhattisgarh,
Through Secretary,
Department of Agriculture,
D.K.S. Bhawan, Mantralaya,
Raipur (C.G.)

RECEIVED-COPY
30/10
Clerk to A. G. Bilaspur

2. The Collector, Janjgir,
District Janjgir Champa (CG)

3. Sub Divisional Officer (Revenue), Janjgir,
District Janjgir Champa (C.G.).

शपथ आयुक्त
बिलासपुर तहसील कोर्ट
27/10/03

4. C.G. State Co-operative Marketing Federation Ltd.,
Raipur, Dist. Raipur (C.G.).

5. Officer In-Charge of Paddy Purchase Centre, Shivrinarayan ,
District Janjgir Champa (C.G).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

M. No. 3323/03
esented by Shri Sameer Behar
ted 30/10/03

XI-HC-22

(20)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. No. 3569/03

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	11.2.2004 Petitioner by Shri B. D. Guru, Advocate. Respondents by Miss Sharmila Singhai, Deputy Govt. Advocate. The petitioner has preferred this petition under Article 226/227 of the Constitution of India being aggrieved by the inaction on the part of the respondents who are not making payment of the price of paddy to the petitioner which was sold by the petitioner. The case of the petitioner is that he is owner of the lands bearing Khasra No.s 499, 519, 647/2, 505, 521, 328/2, 369, 327, 560, 574, 576, 692, 1199, 1353/1 and 573 situated at Village-Kataud, Patwari Halka No. 65, R.I. Circle – Nawagarh, Tahsil- Janjgir, District-Janjgir Champa. The petitioner grown paddy in his agricultural field in the Khariff season 2002. The State Government declared procurement policy for the year 2002-2003 and decided to purchase the paddy of farmers through State Marketing Federation, which in turn established purchase centers in each of the village or cluster of villages through Primary Societies. On 15.1.2003 the petitioner sold 219 bags of paddy in Shivrinarayan Purchase Center for which a receipt Annexure P/2 was issued. Since then the petitioner is approaching for payment of paddy but the respondents are not making any payment. Learned counsel for the petitioner submits that the petitioner may be allowed to make a representation to the Respondent No.2 and the Respondent No.2 may be directed to decide the same and to make payment, to which learned counsel for the State has no objection. Having heard learned counsel for the parties and having regard to the facts and circumstances of the case the petitioner is allowed to make a detailed representation to the Respondent No.2 within a period of 10 days from today and in turn the Respondent No.2 will decide the representation within a further period of 30 days considering all the points raised by the petitioner in the representation, and if on enquiry the Respondent No.2 reached to the conclusion that the paddy in question has been sold by the petitioner and the	

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(29)

आदेश पत्रक

मामला क्रमांक WP 3569 सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

payment thereof has not yet been made to the petitioner then he should pass appropriate orders for making payment to the petitioner.

With the above observations this petition is disposed of finally.

Consequently M(W)P No. 3227/2003 and I.A.No. 10226/2003 stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge